

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
NEWPORT NEWS DIVISION

UNITED STATES OF AMERICA	)	<u>UNDER SEAL</u>
)	
v.	)	CRIMINAL NO. 4:04cr_____
)	
KENNETH JAMES HALL	)	18 U.S.C. §§ 371 and 924(a)(1)
a/k/a "Kenny Hall"	)	Conspiracy to Make False
(Counts 1 -18)	)	Statements to Purchase Firearms
	)	(Count 1)
)	
Defendant.	)	18 U.S.C. § 922(u)
	)	Theft from a Federal Firearms
	)	Licensee
	)	(Counts 2-6)
)	
	)	18 U.S.C. § 922(a)(1)(A)
	)	Sale of Firearms without a
	)	License
	)	(Count 7)
)	
	)	18 U.S.C. § 922(d)
	)	Sale of Firearms to Convicted
	)	Felon
	)	(Counts 8-16)
)	
	)	18 U.S.C. §§ 922(m) and 923
	)	False Entry in Official ATF
	)	Record
	)	(Counts 17-18)

INDICTMENT

March 2004 Term - At Newport News, Virginia

COUNT ONE

THE GRAND JURY CHARGES THAT:

From in or about 1999, through and including the day of the return of this indictment, in York County, the City of Hampton, the City of Newport News, Isle of Wight County, within the Eastern

District of Virginia, and elsewhere, KENNETH JAMES HALL, also known as "Kenny Hall," the defendant herein, did unlawfully and knowingly combine, conspire, confederate and agree with divers others, known and unknown to the grand jury, including Shawn Pettaway, a/k/a "Shy," Phenroy Day, Jr., Lerone Finley, Harold Adams, Jr., Tia Terence Allen, Elresa Burns, Sheniqua Yolanda Carpenter, Sherri Hunter Christian, Chesia Connor, James Howard Davis, Veronica Davis, Tara Marie Delk, Steven Jarreau Freeman, Michelle Jerusha Givens, Keisha M. Grant, Kerry A. Holden, Maurice Hixon Jackson, Zelita Shawte Jones, Sherese Renee Mann, Robert S. Morton, Reshida Yvonne Nichols, Adrienne Joy Owen, Nina Simone Pardner, Anthony Darnell Parker, Keisha Denise Powell, Robert Scott Priest, Anthony Brian Scott, Latoye Manley Smith, Kecia Lynnett Taliaferro, Shanika Marie Watson, Eva Diana Weaver, LaKeisha Lavon Wynne and others, to commit the following offense against the United States, to wit: To unlawfully and knowingly make a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of persons licensed under the provisions of Chapter 44 of Title 18, United States Code, in violation of Title 18, United States Code, Section 924(a)(1)(A).

WAYS, MANNERS AND MEANS OF THE CONSPIRACY

The primary purpose of the conspiracy was to make money through the trafficking of firearms purchased in the Peninsula area of Hampton Roads, within the Eastern District of Virginia and sold on the streets of New York City, New York, Baltimore, Maryland and elsewhere. The ways, manners and means by which the coconspirators carried out the purpose of the conspiracy include, but are not limited to, the following:

1. It was part of the conspiracy that defendant and coconspirators would and did play different roles in the conspiracy, taking upon themselves different tasks and participating in the affairs of the conspiracy through various criminal acts. Some of the roles which the defendants and coconspirators assumed and carried out included, among others: financier, organizer, straw purchaser, transporter of firearms, recruiter of straw purchaser, provider of transportation for the straw purchasers, provider of firearms and facilitator.
2. It was a further part of the conspiracy that Shawn Pettaway, a/k/a "Shy," Phenroy Day, Jr., Lerone Finley, and others recruited and asked others to recruit on their behalf the named conspirators and other unindicted coconspirators to purchase firearms from federally licensed firearms dealers in their true names and to transfer those firearms to the gun traffickers for them to sell these in and outside the

Commonwealth of Virginia.

3. It was further part of the conspiracy that the gun traffickers, and coconspirators would purchase and would and did travel, and cause others to travel, in interstate commerce to facilitate the distribution of firearms, the transportation of firearms and money, and the payment and collection of monies related to firearms transactions.
4. It was further part of the conspiracy that the gun traffickers and coconspirators did purchase over 150 firearms in the Peninsula area of Hampton Roads for further transportation to and distribution to others in the streets of New York City, New York, Baltimore, Maryland and elsewhere.
5. It was further part of the conspiracy that the gun traffickers and coconspirators did traffic in firearms and distribute in excess of 107 firearms, at various times, and did receive for them in excess of \$80,000 in United States currency.
6. It was further part of the conspiracy that the coconspirators would and did derive substantial gross receipts from their unlawful activities.
7. It was further a part of the said conspiracy that the defendant and coconspirators would and did use various methods to further the goals of the conspiracy, insure the conspiracy's continuing success, conceal the existence of the conspiracy and avoid detection by law enforcement agents. Some of these methods included the following: a) using

nominees and straw purchasers to purchase firearms for the use of this illegal firearms trafficking organization; b) utilizing numerous coconspirators, both indicted and unindicted, to recruit other straw purchasers; c) paying straw purchasers and nominees cash for buying firearms in the nominees' true names; d) giving some straw purchasers and nominees marijuana and cocaine for their services; e) directing the nominees and straw purchasers to buy the firearms from different federal licensed firearms dealers in the Peninsula area of Virginia to avoid arising suspicion.

8. It was further a part of the said conspiracy that the gun traffickers recruited the defendant, an employee of a federally licensed firearms dealer, to sell and transfer firearms to straw purchasers who were brought and sent to him by the gun traffickers and other coconspirators.
9. It was further a part of the said conspiracy that KENNETH JAMES HALL, the defendant, would and did use various methods to further the goals of the conspiracy, insure the conspiracy's continuing success, conceal the existence of the conspiracy and avoid detection by law enforcement agents. Among these, the defendant: a) transferred firearms to a coconspirator knowing and having reasonable cause to believe that the individual was a gun trafficker; b) transferred firearms to a gun trafficker knowing and having reasonable cause to believe that the individual was a prohibited person

and a convicted felon; c) transferred firearms, outside the business premises of the federally licensed firearms dealer, to a coconspirator who was accepting them on behalf of a gun trafficker knowing and having reasonable cause to believe that the firearms were going to be sold on the streets; d) while working as a salesman for a federally licensed firearms dealer, engaged in a pattern and practice of flagrant and repeated acts of accepting the completion and filing out of false Firearms Transaction Records, commonly known as "ATF Form 4473s," by individuals while knowing and having reasonable cause to believe that these individuals were not the actual purchasers of the firearms but rather straw purchasers for another; e) engaged in multiple acts theft of firearms from the business inventory of his employer, a federally licensed firearms dealer; f) caused the completion, omission and entry of false reports in records of a federally licensed firearms dealer regarding the acquisition, receipt and disposition of firearms and the theft of firearms to cover his own theft of firearms from that federally licensed firearms dealer's business inventory; and g) repeatedly engaged in the business of dealing firearms that he had stolen, traded for or transferred to himself without a license by selling and transferring them to a gun trafficker.

10. It was further part of the conspiracy that the coconspirators would and did travel across interstate lines to discuss and

carry out the goals of the conspiracy and the manner and means of accomplishing those goals.

11. It was further part of the conspiracy that, after some of the coconspirators were arrested by law enforcement agents in connection with his activities relating to this organization, other defendants and unindicted coconspirators would and did change their method of operation to continue their illegal controlled substances distribution activities and avoid detection by law enforcement agents.

OVERT ACTS

In furtherance of the conspiracy and to effect its objects, the following acts, among others, were committed in the Eastern District of Virginia and elsewhere:

1. On or about February 16, 2000, within the Eastern District of Virginia, a Shawn Pettaway directed Reshida Yvonne Nichols to purchase a firearm for him.
2. On or about February 16, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Rossi, Model Amadeo, .38 caliber revolver, serial number 025558, to Reshida Yvonne Nichols as a straw purchaser for Shawn Pettaway.
3. On or about June 3, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Reshida Yvonne Nichols to purchase a firearm for him.

4. On or about June 3, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EEA, Model Windicator, .38 caliber revolver, serial number 15344997, to Reshida Yvonne Nichols as a straw purchaser for Shawn Pettaway.
5. On or about July 1, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Anthony Darnell Parker to purchase a firearm for him.
6. On or about July 1, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EAA, Model Windicator, .357 caliber revolver, serial number 1049565, to Anthony Darnell Parker as a straw purchaser for Shawn Pettaway who would subsequently transport to and sell the firearm in New York City.
7. On or about July 1, 2000, with the Eastern District of Virginia, Shawn Pettaway directed James Howard Davis to purchase a firearm for him.
8. On or about July 1, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, EAA, Model Windicator, .38 caliber revolver, serial number 1534271, to James Howard Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New

York City.

9. On or about July 21, 2000, within the Eastern District of Virginia, Phenroy Day, Jr. directed Steven Jarreau Freeman to purchase a firearm for him.
10. On or about July 21, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CF, .380 caliber pistol, serial number P740570 to Steven Jarreau Freeman as a straw purchaser for Phenroy Day, Jr. who would subsequently transport and sell the firearm in New York City.
11. On or about September 1, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherese Renee Mann to purchase a firearm for him.
12. On or about September 1, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CP, .9mm pistol, serial number P063735 to Sherese Renee Mann as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
13. On or about September 2, 2000, within the Eastern District of Virginia, a conspirator directed Anthony Darnell Parker to purchase a firearm for him.
14. On or about September 2, 2000, in York County, within the

Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model JH, .45 caliber pistol, serial number 329135, to Anthony Darnell Parker as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

15. On or about October 4, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherese Renee Mann to purchase a firearm for him.
16. On or about October 4, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 002994, to Sherese Renee Mann as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City
17. On or about October 14, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Tara Marie Delk to purchase a firearm for him.
18. On or about October 14, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 004110, to Tara Marie Delk as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

19. On or about October 16, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherri Hunter Christian to purchase a firearm for him.
20. On or about October 16, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200, .9mm pistol, serial number 0041111, to Sherri Hunter Christian as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
21. On or about November 16, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, an employee and salesman at Winfree Firearms, Inc., a federally licensed firearms dealer, received from a York County Deputy Sheriff two (2) firearms, to wit; a Hi Point, Model C, .9mm pistol, serial number P063730, and a Hi Point, Model CF, .380 caliber pistol, serial number P735568, which had been seized by law enforcement as evidence of a theft at Winfree Firearms, Inc.
22. On or about November 16, 2000, KENNETH JAMES HALL did not record or report to his employer the return of two Hi Point firearms in the Alcohol, Tobacco and Firearms ("ATF") receipt, acquisition and disposition records, commonly known as "A & D Book," required to be maintained by a federal firearms dealer in the course of regular business and did not return these firearms to Winfree's business inventory.

23. On or about November 17, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherese Renee Mann to purchase a firearm for him.
24. On or about November 17, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, pistol, serial number 04994, to Sherese Renee Mann as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
25. On or about November 21, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherri Hunter Christian to purchase a firearm for him.
26. On or about November 21, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 05078, to Sherri Hunter Christian as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
27. On or about November 25, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Keisha M. Denise Powell to purchase a firearm for him.
28. On or about November 25, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a

Hi Point, Model 9MMC/B, .9mm pistol, serial number 831532, to Keisha M. Denise Powell as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

29. On or about November 28, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Tara Marie Delk to purchase a firearm for him.
30. On or about November 28, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 002988, to Tara Marie Delk as a straw purchaser for Shawn Pettaway who would subsequently transport and sell in New York City.
31. On or about December 6, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Anthony Brian Scott to purchase a firearm for him.
32. On or about December 6, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model Comp., .9mm pistol, serial number P211626 to Anthony Brian Scott as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
33. On or about December 16, 2000, within the Eastern District of Virginia, Phenroy Day, Jr. directed Steven Jarreau Freeman to

purchase a firearm for him.

34. On or about December 16, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CF, .380 caliber pistol, serial number P744308 to Steven Jarreau Freeman as a straw purchaser for Phenroy Day, Jr. Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
35. On or about December 19, 2000, within the Eastern District of Virginia, Shawn Pettaway directed Sherese Renee Mann to purchase a firearm for him.
36. On or about December 19, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CB, .9mm pistol, serial number 834388, to Sherese Renee Mann as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
37. On or about December 29, 2000, with the Eastern District of Virginia, Shawn Pettaway directed James Howard Davis to purchase a firearm for him.
38. On or about December 29, 2000, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model ACPD, .45 caliber pistol, serial number

330858, to James Howard Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

39. On or about January 11, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to Pettaway.
40. On or about January 13, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to Pettaway.
41. In or about 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., a federally licensed firearms dealer, illegally sold without a license, a Hungarian firearm to an individual in the parking lot outside of Winfree Firearms, Inc.
42. On or about January 22, 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., a federally licensed firearms dealer, executed a ATF Form 4473 and transferred to himself a Rossi, Model 720, .44 caliber revolver, serial number AB 158259.
43. In early 2001, KENNETH JAMES HALL sold and transferred a

- Rossi, Model 720, .44 caliber revolver, serial number AB 158259 to Shawn Pettaway for resale to others.
44. On or about January 26, 2001, within the Eastern District of Virginia, a conspirator directed Yvonne Reshida Nichols to purchase a firearm for him.
 45. On or about January 26, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EEA, Model Windicator, .38 caliber revolver, serial number 1050183, to Yvonne Reshida Nichols as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
 46. On or about February 3, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to Pettaway.
 47. On or about February 5, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
 48. On or about February 23, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Anthony Brian Scott to purchase a firearm for him.

49. On or about February 23, 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., a federally licensed firearms dealer, executed a ATF Form 4473 and transferred to himself a Ruger, Model SP-101, .357 caliber revolver, serial number 572-89919.
50. In or about late February 2001, KENNETH JAMES HALL sold and transferred a Ruger, Model SP-101, .357 caliber revolver, serial number 572-89919 to Shawn Pettaway for resale to others.
51. On or about February 23, 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EAA, Model Windicator, .357 caliber revolver, serial number 1051213, to Anthony Brian Scott as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
52. On or about March 1, 2001, with the Eastern District of Virginia, Shawn Pettaway directed James Howard Davis to purchase a firearm for him.
53. On or about March 1, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EAA, Model Windicator, .357 caliber revolver, serial number 1051208, to James Howard Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

54. On or about March 2, 2001, with the Eastern District of Virginia, Shawn Pettaway directed Michelle Denise Jones to purchase a firearm for him.
55. On or about March 2, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, Glock, Model G-27, .40 caliber pistol, serial number DUG177US, to Michelle Denise Jones as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
56. On or about March 14, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Robert S. Morton to purchase a firearm for him.
57. On or about March 14, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06057, to Robert S. Morton as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
58. On or about March 17, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Sherri Hunter Christian to purchase a firearm for him.
59. On or about March 17, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at

Winfree Firearms, Inc., transferred a firearm, that is, a Mossberg, 12 gauge shotgun, serial number P843555, to Sherri Hunter Christian as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

60. On or about March 23, 2001, within the Eastern District of Virginia, Lerone Finley directed Nina Simone Pardner to purchase a firearm for him.
61. On or about March 23, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 06192, to Nina Simone Pardner a straw purchaser for Lerone Finley who would subsequently transport and sell the firearm in New York City.
62. On or about March 24, 2001, within the Eastern District of Virginia, a conspirator directed Tia Terence Allen to purchase a firearm for him.
63. On or about March 24, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06264, to Tia Terence Allen as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
64. On or about March 31, 2001, within the Eastern District of

- Virginia, Shawn Pettaway directed Sherese Renee Mann to purchase a firearm for him.
65. On or about March 31, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a EAA, Model Windicator, .38 caliber revolver, serial number 1536494, to Sherese Renee Mann as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
 66. On or about April 1, 2001, in Bronx, New York, Shawn Pettaway sold a EAA, Model Windicator, .38 caliber revolver, serial number 1536494 to an undercover police officer.
 67. On or about April 5, 2001, in Bronx, New York, Shawn Pettaway sold a a Talon, Model T200S, .9mm pistol, serial number 05078 to an undercover police officer.
 68. On or about April 5, 2001, KENNETH JAMES HALL exchanged Glock gun parts for a Glock, Model 19, .9mm pistol, serial number DZT 805US.
 69. On or about April 5, 2001, KENNETH JAMES HALL sold and transferred a Glock, Model 19, .9mm pistol, serial number DZT 805US to Shawn Pettaway for resale to others.
 70. On or about April 6, 2001, with the Eastern District of Virginia, Shawn Pettaway directed Michelle Denise Jones to purchase a firearm for him.
 71. On or about April 6, 2001, in York County, within the Eastern

District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9 mm pistol, serial number 06473, to Michelle Denise Jones as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

72. On or about April 7, 2001, with the Eastern District of Virginia, Shawn Pettaway directed Michelle Denise Jones to purchase a firearm for him.
73. On or about April 7, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model 9HPC, .9 mm rifle, serial number B-16470, to Michelle Denise Jones as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
74. On or about April 7, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Eva Diana Weaver to purchase a firearm for him.
75. On or about April 7, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CP, .9mm pistol, serial number P079646, to Eva Diana Weaver as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

76. On or about April 8, 2001, in New York City, Shawn Pettaway sold a Hi Point, Model 9HPC, .9 mm rifle, serial number B-16470 to an undercover police officer.
77. On or about April 10, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Robert Scott Priest to purchase a firearm for him.
78. On or about April 10, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 003593, to Robert Scott Priest as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
79. On or about April 10, 2001, KENNETH JAMES HALL exited the business premises of Winfree Firearms, Inc., retrieved a black case containing a Glock pistol from his vehicle and handed it to a female coconspirator with instructions to deliver the Glock pistol to Shawn Pettaway.
80. On or about April 11, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Anthony Brian Scott to purchase a firearm for him.
81. On or about April 11, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06475, to

Anthony Brian Scott as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City. and transferred it to Shawn Pettaway for subsequent transportation to and sale in New York City.

82. On or about April 12, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
83. On or about April 14, 2001, in New York City, Shawn Pettaway sold a Glock, Model 19, .9mm pistol, serial number DZT 805US, which he had obtained from KENNETH JAMES HALL, to an undercover police officer.
84. On or about April 14, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200B, .9mm pistol, serial number 06475 to an undercover police officer.
85. On or about April 16, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
86. On or about April 18, 2001, within the Eastern District of Virginia, a conspirator directed Harold Adams, Jr. to purchase a firearm for him.
87. On or about April 19, 2001, in York County, within the Eastern

District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06477, to Harold Adams, Jr. as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

88. On or about April 20, 2001, within the Eastern District of Virginia, a conspirator directed Anthony Darnell Parker to purchase a firearm for him.
89. On or about April 20, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06459, to Anthony Darnell Parker as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
90. On or about April 20, 2001, with the Eastern District of Virginia, Shawn Pettaway directed to purchase a firearm for him.
91. On or about April 20, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 06188, to James Howard Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

92. On or about April 21, 2001, in New York City, Shawn Pettaway sold a Ruger, Model SP-101, .357 caliber revolver, serial number 572-89919, which he had obtained from KENNETH JAMES HALL, to an undercover police officer.
93. On or about April 21, 2001, in Bronx, New York City, Shawn Pettaway sold a Talon, Model T200S, .9mm pistol, serial number 06188 to an undercover police officer.
94. On or about April 21, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200B, .9mm pistol, serial number 06477 to an undercover police officer.
95. On or about April 24, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Sherri Christian Hunter to purchase a firearm for him.
96. On or about April 24, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 06187, to Sherri Christian Hunter as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
97. On or about April 28, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.

98. On or about April 28, 2001, within the Eastern District of Virginia, Phenroy Day, Jr. directed Shanika Marie Watson to purchase a firearm for him.
99. On or about April 28, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06453, to Shanika Marie Watson as a straw purchaser for Phenroy Day, Jr. who would subsequently transport and sell the firearm in New York City.
100. On or about April 28, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Kerry A. Holden to purchase a firearm for him.
101. On or about April 28, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06457, to Kerry A. Holden as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
102. On or about April 28, 2001, within the Eastern District of Virginia, Lerone Finley directed Nina Simone Pardner to purchase a firearm for him.
103. On or about April 28, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi

Point, Model B, .45 caliber pistol, serial number 333819, to Nina Simone Pardner as a straw purchaser for Lerone Finley who would subsequently transport and sell the firearm in New York City.

104. On or about April 29, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200B, .9mm pistol, serial number 06453 to an undercover police officer.

105. On or about April 29, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200S, .9mm pistol, serial number 06187 to an undercover police officer.

106. On or about May 3, 2001, with the Eastern District of Virginia, Shawn Pettaway directed Chesia Connor to purchase a firearm for him.

107. On or about May 3, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model CP, .9 mm pistol, serial number P082579, to Chesia Connor as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

108. On or about May 5, 2001, in Bronx, New York, Shawn Pettaway sold a Hi Point, Model CP, .9mm pistol, serial number P082579 to an undercover police officer.

109. On or about May 7, 2001, in Bronx, New York, Shawn Pettaway sold a Hi Point, Model CP, .9mm pistol, serial number P079646

to an undercover police officer.

110. On or about May 7, 2001, with the Eastern District of Virginia, Shawn Pettaway directed Michelle Denise Jones to purchase a firearm for him.
111. On or about May 8, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9 mm pistol, serial number 06377, to Michelle Denise Jones as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
112. On or about May 9, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Eva Diana Weaver to purchase a firearm for him.
113. On or about May 9, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
114. On or about May 9, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 06298, to Eva Diana Weaver as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

115. On or about May 11, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
116. On or about May 15, 2001, within the Eastern District of Virginia, a conspirator directed Sheniqua Yolanda Carpenter to purchase a firearm for him.
117. On or about May 15, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 06376, to Sheniqua Yolanda Carpenter as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
118. On or about May 18, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200S, .9mm pistol, serial number 06376 to an undercover police officer.
119. On or about May 26, 2001, a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682 was received in inventory at Winfree Firearms, Inc.
120. On or about May 26, 2001, in New York City, Shawn Pettaway sold a Hi Point, Model C, .9mm pistol, serial number P063730, and a Hi Point, Model CF, .380 caliber pistol, serial number P735568, which he had obtained from KENNETH JAMES HALL, to an

undercover police officer.

121. On or about May 31, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of residence to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
122. On or about June 1, 2001, within the Eastern District of Virginia, a conspirator directed his girlfriend Veronica M. Davis to purchase a firearm for him.
123. In or about early June 2001, a customer at Winfree Firearms, Inc., placed a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682 on lay away, and made a payment on the firearm to KENNETH JAMES HALL, who placed the firearm on a shelf.
124. In or about June 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., obtained a Glock, Model 17, .9mm pistol, serial number EAM531US, from the business inventory and transferred it to Shawn Pettaway for resale to others.
125. In or about June 2001, KENNETH JAMES HALL sold and transferred a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682 to Shawn Pettaway for resale to others.
126. On or about June 1, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 07110, to

Veronica M. Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

127. On or about June 2, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Maurice Hixon Jackson to purchase a firearm for him.
128. On or about June 2, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 07613, to Maurice Hixon Jackson as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
129. On or about June 5, 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., executed a ATF Form 4473 and transferred to himself a Rossi, Model 877, .357 caliber revolver, serial number TF815322.
130. In or about June 2001, KENNETH JAMES HALL sold and transferred a Rossi, Model 877, .357 caliber revolver, serial number TF815322 to Shawn Pettaway for resale to others.
131. On or about June 8, 2001, in New York City, Shawn Pettaway sold a Glock, Model 17, .9mm pistol, serial number EAM531US, which he had obtained from KENNETH JAMES HALL, to an undercover police officer.
132. On or about June 15, 2001, within the Eastern District of

Virginia, a conspirator directed Tia Terence Allen to purchase a firearm for him.

133. On or about June 15, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
134. On or about June 15, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, an Intratec, Model AB-10, .9mm pistol, serial number A060376, to Tia Terence Allen as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
135. On or about June 15, 2001, within the Eastern District of Virginia, a coconspirator directed LaKeisha Lavon Wynne to purchase a firearm for him.
136. On or about June 15, 2001, in Newport News, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a a Talon, Model T100S, .380 caliber pistol, serial number 06635, to LaKeisha Lavon Wynne as a straw purchaser for a coconspirator who would subsequently transport and sell the firearm in New York City.
137. On or about June 16, 2001, in New York City, Shawn Pettaway

sold a Glock, Model 36, .45 caliber pistol, serial number DXN776US, a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682 and a Ruger, Model Mark 2, .22 caliber pistol, serial number 22303778, which he had obtained from KENNETH JAMES HALL, to an undercover police officer.

138. On or about June 16, 2001, in Bronx, New York, Shawn Pettaway sold an Intratec, Model AB-10, .9mm pistol, serial number A060376 to an undercover police officer.
139. On or about June 16, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T100S, .380 caliber pistol, serial number 06633 to an undercover police officer.
140. On or about July 5, 2001, in New York City, Shawn Pettaway sold a Rossi, Model 877, .357 caliber revolver, serial number TF815322, which he had obtained from KENNETH JAMES HALL, to an undercover police officer.
141. On or about July 12, 2001, within the Eastern District of Virginia, a conspirator directed his girlfriend Veronica M. Davis to purchase a firearm for him.
142. On or about July 12, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 07615, to Veronica M. Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

143. On or about July 27, 2001, within the Eastern District of Virginia, a conspirator directed Harold Adams, Jr. to purchase a firearm for him.
144. On or about July 27, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200S, .9mm pistol, serial number 06971, to Harold Adams as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
145. On or about August 1, 2001, within the Eastern District of Virginia, Phenroy Day, Jr. directed Steven Jarreau Freeman to purchase a firearm for him.
146. On or about August 1, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Tanfoglio, Model Witness, .45 caliber pistol, serial number EA-11298, to Steven Jarreau Freeman as a straw purchaser for Phenroy Day, Jr. who would subsequently transport and sell the firearm in New York City.
147. On or about August 2, 2001, in Bronx, New York, Shawn Pettaway sold a Tanfoglio, Model Witness, .45 caliber pistol, serial number EA-11298 to an undercover police officer.
148. On or about August 3, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Sherri Hunter Christian to purchase a firearm for him.

149. On or about August 3, 2001, coconspirator Shawn Pettaway, a gun trafficker and a convicted felon, called KENNETH JAMES HALL at his place of employment, Winfree Firearms, Inc., to arrange for the sale and transfer of a firearm by HALL to an individual acting as a straw purchaser on behalf of Pettaway.
150. On or about August 3, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Ruger P-95, .9mm pistol, serial number 314-30762, to Sherri Hunter Christian as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
151. On or about August 4, 2001, in Bronx, New York, Shawn Pettaway sold a Ruger P-95, .9mm pistol, serial number 314-30762 to an undercover police officer.
152. On or about August 10, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Keisha M. Grant to purchase a firearm for him.
153. On or about August 10, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Talon, Model T200B, .9mm pistol, serial number 07872, to Keisha M. Grant as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.

154. On or about August 4, 2001, in Bronx, New York, Shawn Pettaway sold a Talon, Model T200B, .9mm pistol, serial number 07872 to an undercover police officer.
155. On or about August 25, 2001, in Bronx, New York, a Hi Point, Model COMP, .9mm pistol, serial number P211626 purchased by Anthony Brian Scott was utilized in the commission of a crime.
156. On or about August 27, 2001, within the Eastern District of Virginia, Shawn Pettaway directed Anthony Brian Scott to purchase a firearm for him.
157. On or about August 27, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, an Argentina, Model Ballester, .45 caliber pistol, serial number 7322, to Anthony Brian Scott as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
158. On or about August 30, 2001, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., a federally licensed firearms dealer, falsely reported to his employer that two (2) firearms, to wit: a Glock, Model 17, .9mm pistol, serial number EAM531US; and a Glock, Model 36, pistol, serial number DXN776US, which he had previously transferred to a firearms trafficker and had been sold to a New York City undercover police officer, had been stolen from Winfree Firearms, Inc., during a burglary.
159. On or about August 30, 2001, the owner of Winfree Firearms,

Inc., a federally licensed firearms dealer, relying on false information provided to her by store employee and salesman KENNETH JAMES HALL, mistakenly reported the theft from the business inventory of two Glock pistols in an ATF Form 3310.11 ("Federal Firearms Licensee Theft/Loss Report").

160. On or about September 5, 2001, within the Eastern District of Virginia, a conspirator directed his girlfriend Veronica M. Davis to purchase a firearm for him.
161. On or about September 5, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, a salesman at Winfree Firearms, Inc., transferred a firearm, that is, a Hi Point, Model 995, .9mm Rifle, serial number B24899, to Veronica M. Davis as a straw purchaser for Shawn Pettaway who would subsequently transport and sell the firearm in New York City.
162. On or about October 10, 2001, a Talon, Model T200S, .9 mm pistol, serial number 06377 was recovered in a crime scene in The Bronx, New York.
163. On or about May 15, 2002, KENNETH JAMES HALL provided false and misleading information to agents of the Bureau of Alcohol, Tobacco and Firearms conducting an investigation into firearms trafficking in the Eastern District of Virginia, New York and elsewhere.
164. On or about August 29, 2002, a Glock, Model G-27, .40 caliber pistol, serial number DUG177US was recovered in a crime scene

in Yonkers, New York.

165. On or about May 21, 2002, a Rossi, Model 720, .44 caliber revolver, serial number AB 158259 was recovered in a crime scene in New York City.

166. On or about July 28, 2003, KENNETH JAMES HALL provided false and misleading information to agents of the Bureau of Alcohol, Tobacco and Firearms conducting an investigation into firearms trafficking in the Eastern District of Virginia, New York and elsewhere.

(All in violation of Title 18, United States Code, Section 371).

COUNT 2

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about November 16, 2000 and on or about May 26, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did unlawfully and knowingly steal and take and carry away from the premises of Winfree Firearms, Inc., a federal firearms licensee engaged in the business of dealing in firearms, two (2) firearms in said licensee's inventory, to wit: a Hi Point, Model C, .9mm pistol, serial number P063730; and a Hi Point, Model CF, .380 caliber pistol, serial number P735568, both of which had been shipped and transported in interstate or foreign commerce.

(In violation of Title 18, United States Code, Sections 922(u) and 924 (i)(1))).

COUNT 3

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about December 1, 2000 and on or about June 16, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did unlawfully and knowingly steal and take and carry away from the premises of Winfree Firearms, Inc., a federal firearms licensee engaged in the business of dealing in firearms, one (1) firearm in said licensee's inventory, to wit: a Glock, Model 36, .45 caliber pistol, serial number DXN776US, which had been shipped and transported in interstate or foreign commerce.

(In violation of Title 18, United States Code, Sections 922(u) and 924 (i)(1))).

COUNT 4

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about March 2, 2001 and on or about June 8, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did unlawfully and knowingly steal and take and carry away from Winfree Firearms, Inc., a federal firearms licensee engaged in the business of dealing in firearms, one (1) firearm in said licensee's inventory, to wit: a Glock, Model 17, .9mm pistol, serial number EAM531US, which had been shipped and transported in interstate or foreign commerce.

(In violation of Title 18, United States Code, Sections 922(u) and 924 (i)(1))).

COUNT 5

THE GRAND JURY FURTHER CHARGES THAT:

In or about June 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did unlawfully and knowingly steal and take and carry away from Winfree Firearms, Inc., a federal firearms licensee engaged in the business of dealing in firearms, one (1) firearm in said licensee's inventory, to wit: a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682, which had been shipped and transported in interstate or foreign commerce.

(In violation of Title 18, United States Code, Sections 922(u) and 924 (i)(1))).__

COUNT 6

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about February 14, 2000 and on or about June 16, 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did unlawfully and knowingly steal and take and carry away from the premises of Winfree Firearms, Inc., a federal firearms licensee engaged in the business of dealing in firearms, one (1) firearm in said licensee's inventory, to wit: a Ruger, .22 caliber pistol, serial number 223-03778, which had been shipped and transported in interstate or foreign commerce.

(In violation of Title 18, United States Code, Sections 922(u) and 924 (i)(1))).

COUNT 7

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about November 16, 2000 and in or about August 2001, in York County, within the Eastern District of Virginia, KENNETH JAMES HALL, the defendant herein, did willfully engage in the business of dealing in firearms without a license.

(In violation of Title 18, United States Code, 922(a)(1)(A) and 924(a)(1)(D)).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about November 16, 2000 and May 26, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Hi Point, Model C, .9mm pistol, serial number P063730; and a Hi Point, Model CF, .380 caliber pistol, serial number P735568, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a)(2) and 2).

COUNT 9

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about December 1, 2000 and June 16, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Glock, Model 36, .45 caliber pistol, serial number DXN776US, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a)(2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about February 23, 2001 and April 21, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Ruger, Model SP-101, .357 caliber revolver, serial number 572-89919, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a) (2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about March 2, 2001 and June 8, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Glock, Model 17, .9 mm pistol, serial number EAM531US, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a) (2) and 2).

COUNT 12

THE GRAND JURY FURTHER CHARGES THAT:

In or about June 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Colt, Model Argentine Systema, .45 caliber pistol, serial number 101682, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a)(2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about February 14, 2000 and on or about June 16, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Ruger, Model Mark 2, .22 caliber pistol, serial number 22303778, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a) (2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about April 5, 2001 and on or about April 14, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Glock, Model 19, .9mm pistol, serial number DZT805US, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a)(2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about January 22, 2001 and on or about May 21, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Rossi, Model 720, .44 caliber revolver, serial number AB 158259, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a) (2) and 2).

COUNT 16

THE GRAND JURY FURTHER CHARGES THAT:

Between the dates of on or about June 5, 2001 and on or about July 5, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly sell and dispose of a firearm, to wit: a Rossi, Model 877, .357 caliber revolver, serial number TF815322, to Shawn Pettaway, a/k/a "Shy," knowing and having reasonable cause to believe that said Shawn Pettaway had been convicted of a crime punishable by imprisonment for a term exceeding one year.

(In violation of Title 18, United States Code, Sections 922(d), 924(a) (2) and 2).

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 16, 2000, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly cause, aid and abet, Winfree Firearms, Inc., a licensed firearms dealer, to fail to make the appropriate entry in a record required to be kept by a federal firearms licensee pursuant to Title 18, United States Code, Section 923 of this chapter or promulgated thereunder, in that he caused Winfree Firearms, Inc., to fail to list, in a receipt and disposition book, commonly known as the "A & D Record" or "A & D Book," the receipt of two firearms, to-wit: a Hi Point, Model C, .9mm pistol, serial number P063730, and a Hi Point, Model CF, .380 caliber pistol, serial number P735568, returned to the business inventory of Winfree Firearms, Inc., by the York County Sheriff's Department.

(In violation of Title 18 United States Code, Sections 922(m), 923, 2, and 27 C.F.R. § 178.125(e)).

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 30, 2001, in York County, within the Eastern District of Virginia, the defendant herein, KENNETH JAMES HALL, did knowingly make, cause, aid and abet, the making of a false entry in a record required to be kept by a federal firearms licensee pursuant to Title 18, United States Code, Section 923 of this chapter or promulgated thereunder, in that he caused the inclusion of two firearms, to wit: a Glock, Model 17, .9mm pistol, serial number EAM531US; and a Glock, Model 36 pistol, serial number DXN776US, in a Federal Firearms Licensee Theft/Loss Report, (ATF Form 3310.11), knowing such entry to be false.

(In violation of Title 18, United States Code, Sections 922(m), 923, and 2).

A TRUE BILL:

F O R E P E R S O N

PAUL J. MCNULTY
UNITED STATES ATTORNEY

By: _____
Fernando Groene
Assistant United States Attorney
VA Bar No. 24028
Fountain Plaza Three, Suite 300
721 Lakefront Commons
Newport News, Virginia 23606
757/591-4000